



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
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Washington, D.C. 20231

09/446323

U.S. APPLICATION NO.
09/446,323

SANNER

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

252,000,010

INTERNATIONAL APPLICATION NO.

PCT/EP98/03764

I.A. FILING DATE

PRIORITY DATE

06/19/98

06/20/97

DATE MAILED

02/14/00

KEVIN W RAASCH
MUETING RAASCH & GEBHARDT
PO BOX 581415
MINNEAPOLIS MN 55458-1415



NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as
- ☐ a Designated Office (37 CFR 1.494).
 - ☒ an Elected Office (37 CFR 1.495):

- ☒ U.S. Basic National Fee.
- ☒ Copy of the international application in:
 - ☒ a non-English language.
 - ☐ English.

- ☒ Translation of the international application into English.
- ☐ Oath or Declaration of inventor(s) for DO/EO/US.
- ☐ Copy of Article 19 amendments.
- ☐ Translation of Article 19 amendments into English.
- ☒ The International Preliminary Examination Report in English and its Annexes, if any.
- ☒ Translation of Annexes to the International Preliminary Examination Report into English.
- ☐ Preliminary amendment(s) filed _____ and _____
- ☒ Information Disclosure Statement(s) filed 12/20/99 and _____
- ☐ Assignment document.
- ☐ Power of Attorney and/or Change of Address.
- ☐ Substitute specification filed _____
- ☐ Statement Claiming Small Entity Status.
- ☒ Priority Document.
- ☒ Copy of the International Search Report ☐ and copies of the references cited therein.
- ☒ Other: Re preliminary examination report mentioned in your transmittal letter was not received at this office

2. The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 - ☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
- ☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
 - ☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
- ☐ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes MUST be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.
5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed: ☐ PCT/DO/EO/917 ☐ Notice of Defective Translation
☐ PTO-875
FORM PCT/DO/EO/905 (December 1997)

Telephone: (703)

Winston Alvarado
National Stage Processing
Paralegal Specialist
(703) 305-8421

412 Rec'd PCT/PTO 20 MAR 2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

09/446323

Applicant(s): Stefan Sanner

Serial No.: 09/446,323

Filed: December 20, 1999

Title: DEVICE FOR TAKING AND EXAMINING SAMPLES

Group Art Unit: 5611

Examiner: Unknown

Docket No.: 258.00040101

Assistant Commissioner for Patents
ATTN: Box Missing Parts
 Washington, D.C. 20231

We are transmitting the following documents along with this Transmittal Sheet (which is submitted in triplicate):

- ☒ A return postcard.
☐ A Petition for Extension of Time for __ month(s) and a check in the amount of \$__ for the required fee.
☒ A signed Declaration and Power of Attorney (4 pgs).
☒ Other: Notice to File Missing Parts of Application - Form PCT/DO/EO/905 (1 pg); Communication Re: Notice to File Missing Parts (1 pg); Verified Statement (Small Business) claiming small entity (1 pg); Refund Request Under 37 C.F.R. §1.25 (1 pg); copy of deposit account statement (1 pg); and a copy of a Preliminary Amendment previously filed (2 pgs.).
☒ A check in the amount of \$ 65.00, for Missing Parts Surcharge.
☒ No Additional fee is required. ___ The fee has been calculated as shown:

| Fee Calculation for Claims Pending After Amendment | | | | | |
|---|------------------------------------|-----------------------------|-----------------------------------|---------------------------|--------------------------|
| | Pending Claims after Amendment (1) | Claims Paid for Earlier (2) | Number of Additional Claims (1-2) | Cost per Additional Claim | Additional Fees Required |
| Total Claims | | | | x \$22 = | |
| Independent Claims | | | | x \$82 = | |
| One or More New Multiple Dependent Claims Presented? If Yes, Add \$270 Here → | | | | | |
| Total Additional Claim Fees Required | | | | | |

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 13-4895. A triplicate copy of this sheet is enclosed.

CERTIFICATE UNDER 37 C.F.R. §1.8: The undersigned hereby certifies that this Transmittal Letter and the paper(s), as described hereinabove, are being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Assistant Commissioner for Patents, ATTN: **Box Missing Parts**, Washington, D.C. 20231, on this 14th day of March, 2000.

MUETING, RAASCH & GEBHARDT, P.A.
 P.O. Box 581415, Minneapolis, MN 55458 (612-305-1220)

By: 

Name: Kevin W. Raasch
 Reg. No.: 35,651
 Direct Dial: 612-305-1218

(SMALL ENTITY TRANSMITTAL UNDER RULE 1.8)

04/03/2000 PVOLPE 00000028 09446323

01 FC:254

65.00 DP



PATENT
Docket No. 258.00040101

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Stefan Sanner)
Serial No.: 09/446,323)
Filed: December 20, 1999)
For: DEVICE FOR TAKING AND EXAMINING SAMPLES)

Group Art Unit: 5611
Examiner: Unknown

COMMUNICATION RE: MISSING PARTS

Assistant Commissioner for Patents
Attn: Box Missing Parts
Washington, D.C. 20231

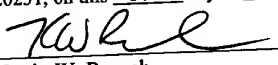
Sir:

In response to the "Notice to File Missing Parts of Application," enclosed is an executed Declaration by the named inventors. The application should now be in condition for examination. Please direct any inquiries to the undersigned attorney.

Respectfully submitted,


Stefan Sanner

By his Representatives,
Mueting, Raasch & Gebhardt, P.A.
P.O. Box 581415
Minneapolis, MN 55458-1415
(612)305-1220

| |
|--|
| CERTIFICATE UNDER 37 C.F.R. 1.8: |
| The undersigned hereby certifies that this paper is being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Assistant Commissioner for Patents, Attn: Box Missing Parts , Washington, D.C. 20231, on this <u>14th</u> day of <u>March</u> , 2000. |
|  Kevin W. Raasch |

14 MARCH 2000
Date

KWR/jrp

By: 
Kevin W. Raasch
Reg. No. 35,651
Direct Dial (612)305-1218



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
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MONTHLY STATEMENT
OF DEPOSIT ACCOUNT

To replenish your Deposit Account, detach and
return top portion with your check. Make check
payable to Commissioner of Patents & Trademarks.

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DATE BY

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| Account No. | 134895 |
| Date | 12-30-99 |
| Page | 1 |

MUETING RAASCH GEBHARDT & SCHWAPPACH P.A. FINA
ACCOUNTING
P O BOX 581415

MINNEAPOLIS MN 55458-1415



PLEASE SEND REMITTANCES TO:
Patent and Trademark Office
P.O. Box 70541
Chicago, Ill. 60673

| DATE POSTED | | | CONTROL NO. | DESCRIPTION (Serial, Patent, TM, Order) | DOCKET NO. | FEE CODE | P/F | CHARGES/ CREDITS | BALANCE |
|-------------|-----|-----|-------------|--|--------------|----------|-----|---------------------|----------|
| MO. | DAY | YR. | | | | | | | |
| 12 | 1 | 99 | 3 | 09257401 | 150.00230103 | 102 | x | 468.00 | 16161.50 |
| 12 | 1 | 99 | 4 | 09257401 | 150.00230103 | 103 | x | 306.00 | 15855.50 |
| 12 | 1 | 99 | 8 | 08916275 | 150.00580101 | 102 | x | 312.00 | 15543.50 |
| 12 | 1 | 99 | 193 | 09139151 | 150.00430102 | 704 | x | -40.00 | 15583.50 |
| 12 | 1 | 99 | 1 | 09257854 | 150.00440103 | 148 | x | 110.00 | 15473.50 |
| 12 | 13 | 99 | 1 | 08764852 | 142.00040101 | 217 | x | 435.00 | 15038.50 |
| 12 | 15 | 99 | 4 | 08977783 | 150.00490101 | 704 | x | -8.00 | 15046.50 |
| 12 | 15 | 99 | 93 | 60170890 | 265.00080160 | 214 | x | 75.00 | 14971.50 |
| 12 | 20 | 99 | 28 | 09403422 | 110.00580101 | 704 | x | -130.00 | 15101.50 |
| 12 | 20 | 99 | 364 | 09039103 | 53182USA5B | 103 | x | 18.00 | 15083.50 |
| 12 | 23 | 99 | 22 | 09039103 | 53182USA5B | 102 | x | 78.00 | 15005.50 |
| 12 | 23 | 99 | 23 | 09446323 | 258.00040101 | 960 | x | 970.00 | 14035.50 |
| 12 | 28 | 99 | 151 | 09446323 | 258.00040101 | 154 | x | 130.00 | 13905.50 |
| 12 | 28 | 99 | 152 | | | | | | |

100.53182011

Recognized

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JAN 17 2000

MUETING AND RAASCH

AN AMOUNT SUFFICIENT TO
COVER ALL SERVICES REQUESTED
MUST ALWAYS BE ON DEPOSIT.

OPENING BALANCE
16629.50

TOTAL CHARGES
2902.00

TOTAL CREDITS
178.00

CLOSING BALANCE
13905.50

*** OD INDICATES OVERDRAWN